

No Color
Documents
In File

RECEIVED

MAY 24 1999

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources

RECEIVED

MAY 21 1999

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) 61-10156

Adjudication Claim Number(s) _____

2. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Ambrase & Phyllis VanHande

739 E. Parkcenter #261 Boise, Id 83706

4. New Owner/Claimant(s) Kevin D. Gennette & Cinda R. Gennette

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address PO Box 600

City, State and ZIP Code Glenns Ferry, Id 83647

New Telephone Number () -

5. Date you acquired the property 5-18-99

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Kevin D. Gennette MICROFILMED Date 5-18-99

Cinda R. Gennette JUN 12 2000 Date 5-18-99

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

"TRUSTEE"
WARRANTY DEED

FOR VALUE RECEIVED

Ambrose B. Van Handel and Phyllis K. Van Handel Trust, who acquired title as
Ambrose B. Van Handel and Phyllis K. Van Handel, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto

Kevin ~~K.~~ Gennette and Cinda R. Gennette, husband and wife

GRANTEE(S), whose current address is: P.O. Box 600
the following described real property in Elmore
more particularly described as follows, to wit:

Glenns Ferry, Idaho 83623
County, State of Idaho,

A parcel of land in Lot 1, Block 32 and a portion of a certain un-named
vacated road in the Fruitland Subdivision, Section 1, T6S, R8E, B.M., Elmore
County, Idaho and being more specifically described as follows:

Commencing at the West Quarter Corner of Section 1, T6S, R8E, B.M., a
distance of 25.00 feet on a bearing of North 89°49'24" East; thence a
distance of 30.00 feet on a bearing of South 0°05'45" East; thence a distance
of 826.50 feet on a bearing of North 89°49'24" East to the REAL POINT OF
BEGINNING;

Thence from this REAL POINT OF BEGINNING and continuing a distance of 239.85
feet on a bearing of North 89°49'24" East to the east boundary of said Lot 1,
Block 32;

Thence along this said east boundary a distance of 574.71 feet on a bearing
of South 0°06'42" East;

Thence a distance of 108.31 feet on a bearing of North 89°16'36" West;

Thence a distance of 132.34 feet on a bearing of North 84°30'36" West

Thence a distance of 559.94 feet on a bearing of North 0°05'45" West to the
REAL POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said
Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all
encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done
by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements,
(if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the
current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all
lawful claims whatsoever. , except those of record.

Dated: May 11, 1999

Ambrose B. Van Handel Trustee

Ambrose & Phyllis Van Handel Trust

Ambrose B. Van Handel

Ambrose B. Van Handel

Phyllis K. Van Handel - Trustee

Phyllis K. Van Handel

Phyllis K. Van Handel

STATE OF Idaho, County of Ada, ss.

On this 13th day of May
in the year of 1999, before me, the undersigned, a Notary
Public in and for said State, personally appeared

Ambrose B. Van Handel and
Phyllis K. Van Handel

known or identified to me to be the person~~s~~ whose name~~s~~
are subscribed to the within instrument, and
acknowledged to me that they executed the same.

Signature: Debbie Heiner

Name: Debbie Heiner
(type or print)

Residing at: Nampa Id

My commission expires: 2-18-2004

STATE OF IDAHO)
Ada) ss.
COUNTY OF ELMORE)

On this 13th day of MAY in the
year 1999 before me a Notary Public
personally appeared AMBROSE B. VAN
HANDEL AND PHYLLIS K. VAN HANDEL
known or identified to me to be the
person~~s~~ whose name~~s~~ ARE subscribed to
the within instrument as trustee of the
Ambrose B. Van Handel and Phyllis
K. Van Handel Trust
and acknowledged to me that they executed
the same as such trustee.

SIGNATURE Debbie Heiner
NAME Debbie Heiner
RESIDING AT Nampa Id
MY COMMISSION EXPIRES 2-18-2004

DEBBIE HEINER

NOTARY PUBLIC
STATE OF IDAHO

MICROFILMED

JUN 19 2000

STATE OF IDAHO

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
)
)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 61-10156

1998 JAN 30 PM 1:08

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

NAME & ADDRESS: AMBROSE B VAN HANDEL
PHYLLIS K VAN HANDEL
HC 63 BOX 19A
HAMMETT ID 83627

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/04/1979

POINT OF DIVERSION: T06S R08E S01 LOT 7 (NWSW)

Within ELMORE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

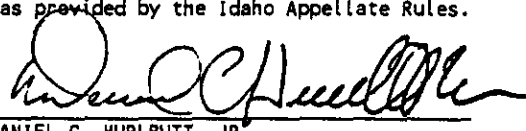
PLACE OF USE: DOMESTIC Within ELMORE County
T06S R08E S01 Lot 7 (NWSW)

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 61-10156

MICROFILMED

JAN 20 1999

MICROFILMED

JUN 19 2000

PAGE 1
JAN-15-1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street
Boise, Idaho 83706-2237

RETURN SERVICE
REQUESTED

GENN 600

83706-2237 49
AUTO 83623

6.24.99
WR2 updated
+ Mail sent.



POSTNET
7 02 15/8

MICROFILMED

0 2800
10 4 3

GENN600 836232020 1599 08 06/19/99
RETURN TO SENDER
GENNETTE
HC 63 BOX 19A
HAMMETT ID 83627-9701
RETURN TO SENDER



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 17, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KEVIN D GENNETTE
CINDA R GENNETTE
PO BOX 600
GLENN'S FERRY ID 83647-0600

RE: Decreed Water Right 61-10156

Dear Mr. & Mrs. Gennette:

The department acknowledges receipt of correspondence changing ownership of the above referenced decreed water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

for L. GLEN SAXTON, Chief
Water Allocation Bureau

LGS:klt

Enclosure

cc: IDWR-Western Region

MICROFILMED

JUN 19 2000

RECEIVED

MAY 4 1999

RECEIVED

MAY 21 1999

WATER RESOURCES
WESTERN REGION

GUARANTY TITLE, INC.
206 South 3rd East St.
Mountain Home, Idaho 83647
phone 208-587-9091 fax 208-587-8370

Department of Water Resources

May 19, 1999

IDWR Western Region
2735 Airport Way
Boise, Id 83705

Re: Escrow No. 99-364
Kevin K. Gennette/Ambrose & Phyllis Van Handel
HC 63 Box 19A, Hammett, ID 83627

Dear Department of Water Resources,

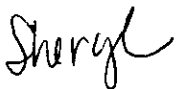
In connection with the above referenced transaction, enclosed are the following documents for your records.

Notice of Change of Ownership
Copy of Warranty Deed

If you have questions or need further assistance, please do not hesitate to call me at 208-587-9091.

Thank you for the opportunity to assist you.

Sincerely,



enc.

MICROFILMED

JUN 19 2000